

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF CALIFORNIA

ANTHONY L. PATTON,

Plaintiff,

No. CIV S-04-1893 FCD EFB P

vs.

R.S. JOHNSON, et al.,

Defendants.

ORDER

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Plaintiff, a state prisoner proceeding pro se, has filed this civil rights action seeking relief under 42 U.S.C. § 1983. The matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local General Order No. 262.

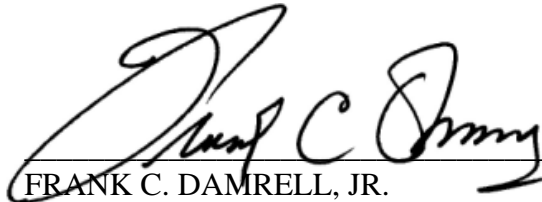
On August 17, 2007, the magistrate judge filed findings and recommendations herein which were served on all parties and which contained notice to all parties that any objections to the findings and recommendations were to be filed within twenty days. Neither party has filed objections to the findings and recommendations.

The court has reviewed the file and finds the findings and recommendations to be supported by the record and by the magistrate judge's analysis. Accordingly, IT IS HEREBY ORDERED that:

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- 1           1. The findings and recommendations filed August 17, 2007, are adopted in full;
- 2           2. Defendants' July 24, 2006, motion to dismiss for failure to exhaust
- 3 administrative remedies is granted; and
- 4           3. The Clerk is directed to close the case.

5 DATED: September 25, 2007.

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FRANK C. DAMRELL, JR.  
UNITED STATES DISTRICT JUDGE